



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Thomas MÜLLER Confirmation No. 3367

Serial No : 10/770,442 Group Art Unit: 3651

Filed : February 4, 2004 Examiner: D. A. Hess

For : STORAGE DEVICE WITH VARIABLE STORAGE CAPACITY

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
U.S. Patent and Trademark Office
Customer Window, Mail Stop Amendment
Randolph Building
401 Dulany Street
Alexandria, VA 22314
Sir:

Applicant submits herewith a copy of a European Search Report (in German) dated November 29, 2005 and conducted in European Application No. 05 07 7025, which is a counterpart of the instant application. In particular the European Examiner cited:

- (1) EP 1 273 537 is cited as an "A" category document (i.e., a document of technological background). The Examiner indicated that the whole document is relevant to claim 1 of the European application;
- (2) EP 1 059 853 is cited as an "D,A" category document (i.e., a document of technological background and discussed in the European application). The Examiner indicated that the whole document is relevant to claim 1 of the European application;
- (3) US 2003/0019718 is listed in the annex as a family member document of EP 1 273 537; and

(4) US 6,422,380 is listed in the annex as a family member document of EP 1 059 853.

A copy of the above-listed document (4) is not enclosed herein because this document has been cited in an IDS filed on February 4, 2004. A copy of document (3) is not enclosed because this document is a US patent application document. Copies of documents (1) and (2) are enclosed. Moreover, a completed copy of the PTO-1449 Form listing documents (1) - (4) is being provided. The Examiner is requested to consider these documents as well as the European Search Report.

Applicant notes that this Information Disclosure Statement is being filed before receipt of an action on the merits. Accordingly, consideration of the enclosed document is required under 37 C.F.R. 1.97(b)(3).

Applicant notes that an Office Action on the merits has not yet issued in the instant application, and thus, no fee is necessary to ensure consideration of this statement. However, if an Office Action has issued and is crossing in the mail with this statement, authorization is hereby given to charge Deposit Account No. 19-0089 any fee necessary to ensure consideration of the submitted materials.

Respectfully submitted,
Thomas MULLER


Neil F. Greenblum
Reg. No. 28,394

Robert W. Mueller
Reg. No. 35,043

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GREENBLUM & BERNSTEIN, P.L.C.
1950 Roland Clarke Place
Reston, VA 20191
(703) 716-1191

